

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

HUNG DUONG,

Plaintiff,

No. C 14-2653 PJH

v.

ORDER DISCHARGING ORDER TO SHOW CAUSE

10 ITT EDUCATIONAL SERVICES, INC.,
11 et al.,

Defendants.

14 On June 16, 2014, Magistrate Judge Nathanael Cousins, to whom the above-entitled
15 action was then assigned, issued an order to show cause ("OSC") to defendants, directing
16 them to show cause why the case should not be remanded to the Alameda County
17 Superior Court for lack of subject matter jurisdiction.

18 The case was reassigned to the undersigned district judge on June 27, 2014.
19 Defendants did not respond to the OSC by the June 30, 2014 deadline set by Magistrate
20 Judge Cousins. Nevertheless, as the issue of subject matter jurisdiction has been raised in
21 plaintiff's motion to remand, filed herein on July 3, 2014, the court finds that the OSC
22 should be discharged.

24 IT IS SO ORDERED.

25 | Dated: July 7, 2014

Peter

PHYLLIS J. HAMILTON
United States District Judge